IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.1936 OF 2004

Nandu P. Vora ...Petitioner.

V/s

Mani Narayan & Anr. ...Respondents.

Mr. R.M. Tiwari i/b Ms. T. Dalvi for the petitioner.

Mr. Prakash Naik for respondent No.1.

Mr. A.S. Shitole, APP for the respondent State.

CORAM: V.M.KANADE,J.

DATE: 10th March, 2005

P.C.:

1. Heard the learned Counsel for the petitioner and the learned counsel for the respondent No.1.

2. The short question which is raised in this petition is regarding admissibility of a question which was asked during the cross-examination of one of the witnesses. The Trial Court has disallowed the question. The Sessions Court, in revision, has allowed the said question to be asked.

3. This Criminal Writ Petition can be conveniently disposed of by directing the Trial Court to record the evidence on the basis of the said question. However, the question of admissibility of the said question and the answer given to the said question will be kept

open and will be decided by the Magistrate at the time of final hearing of the trial. In the event any similar question is asked, the same course as stated above will be followed by the Trial Court.

4. Petition is disposed of in the above terms.

V.M. KANADE, J.